

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

INNOMEMORY, LLC,

Plaintiff,

V.

SUNFLOWER BANK, N.A.,

Defendant.

CIVIL NO. A-22-CV-00838-ADA

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Before the Court is the Report and Recommendation of United States Magistrate Judge Derek T. Gilliland. ECF No. 21. The Report recommends that this Court GRANT Defendant's Motion to Dismiss for Ineffective Service of Process (ECF No. 9). The Report and Recommendation was filed on August 14, 2023.

A party may file specific, written objections to the proposed findings and recommendations of the magistrate judge within fourteen days after being served with a copy of the report and recommendation, thereby securing *de novo* review by the district court. 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). As of today, neither party has filed objections.

When no objections are timely filed, a district court reviews the magistrate judge’s report and recommendation for clear error. *See* Fed. R. Civ. P. 72 advisory committee’s note (“When no timely objection is filed, the [district] court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.”). The Court has reviewed the report and recommendation and finds no clear error.

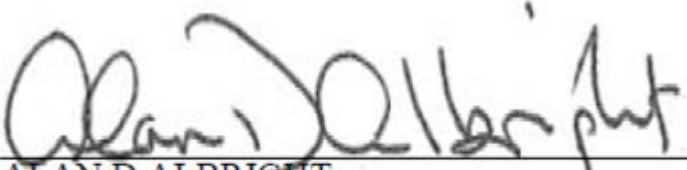
IT IS THEREFORE ORDERED that the Report and Recommendation of United States Magistrate Judge Gilliland, ECF No. 21, is **ADOPTED**.

IT IS FURTHER ORDERED that Defendant's Motion to Dismiss (ECF No. 9) is **GRANTED**.

IT IS FURTHER ORDERED that this action is **DISMISSED WITHOUT PREJUDICE**.

IT IS FINALLY ORDERED that the Clerk of Court is respectfully directed to close the case.

SIGNED this 22nd day of September, 2023.


ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE